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ANSMITTAL OF INFORMATION DISCLOSURE STATEMENT Docket No. 15632-US-NP (Under 37 CFR 1.97(b) or 1.97(c)) In Re Application Of: Valerie DICIANNA Serial No. Group Art Unit Filing Date Examiner 10/647,313 1616 August 26, 2003 Title: SELF-TANNING COMPOSITION IN A SHEETED SUBSTRATE Address to: **Assistant Commissioner for Patents** Washington, D.C. 20231 37 CFR 1.97 (b) 1. 🛛 The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application; within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 CFR 1.97 (c) 2. 🖂 The Information Disclosure Statement submitted herewith is being filed after three months of the filing of a national application, or the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or after the mailing date of a first Office Action on the merits, whichever occurred last but before the mailing date of either: a Final Action under 37 CFR 1.113, or 2. a Notice of Allowance under 37 CFR 1.311, whichever occurs first. Also submitted herewith is: a certification as specified in 37 CFR 1.97(e); OR the fee set forth in 37 CFR 1.17(p) for submission of an Information Disclosure Statement under 37 CFR 1.97(c).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT Docket No.							
	(Under 37 CFR 1.97(b) or 1.97(c)) 15632-US-NP						
In Re Application Of: Valerie DICIANNA							
	Serial No.	Filing Date	Examiner	Group Art Unit			
10/647,313 August 26, 2003				1616			
Title	: SELF-TANNING	COMPOSITION IN A SHEETE	D SUBSTRATE				
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		ay only be used if paying by					
	deposit account.						
Dated: April 20, 2004							
Signature							
Richard J. Mitchell							
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PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Attorney Docket Number 15632-US-NP

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Substitute for form 1449A/PTO		complete if Known	
	Application Number	10/647,313	
INFORMATION DISCLOSURE	Filing Date	August 26, 2003	
STATEMENT BY APPLICANT	First Named Inventor	Valerie DICIANNA	
	Art Unit	1616	
(Use as many sheets as necessary)	Examiner Name		

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant
	<u> </u>	Number-Kind Code <sup>2 (# known)</sup>			Figures Appear
		<sup>US-</sup> 5,972,360	10-26-1999	Braun	
		<sup>US-</sup> 5,705,145	01-06-1998	Miklean et al.	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.¹	Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	τ°
•		WO 99/66897	12-29-1999			
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Examiner	Date	
Signature	Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

10/647,313 Art Unit: 1616

**PATENT** 

Agent's Docket No. 15632

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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DICIANA, Valerie	)
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Serial No: 10/647,313	) ) Art Unit: 1616
03/26/03	Ć
Filed: 5 m/34	Examiner:

For: SELF-TANNING COMPOSITION IN A SHEETED SUBSTRATE

Commissioner of Patent and Trademarks P.O. Box 1450, Alexandria, Virginia 22313-1450

## CONCISE EXPLANATION OF RELEVANCE PURSUANT TO 37 CFR 1.97(a)(3) OF FOREIGN LANGUAGE DOCUMENT

WO 9966897 was cited by the international Examiner as allegedly disclosing self-tanning compositions which include green tea extract and sunscreens. The compositions described contain mineral dispersion, emulsifiers, emollients, moisturizers, compatible colorants, stabilizers, cosmetically acceptable and compatible preservatives (page 4, paragraph 2; page 8, paragraph 3; page 12, paragraph 2; examples 1-18.

The applicants is not in possession of a translation apart from the abstract included on the front page of the patent at this time.

Respectfully submitted,

Richard J. Mitchell Registration No. 34519 Agent of Record 10/647,313 Art Unit: 1616

MARKS & CLERK P. O. Box 957, Station B, Ottawa, Ontario, Canada K1P 5S7 (613) 236-9561 USSN 10/647,313

Art Unit:

Concise Statement of Relevance of WO 99/66897 pursuant to 37 CFR 1.97

WO 99/66897 discloses self-tanning compositions which include green tea extract and sunscreens. The compositions described contain mineral dispersion, emulsifiers, emollients, moisturizers, compatible colorants stablizers, cosmetically acceptable and compatible preservatives (cf page 4, paragraph 2, page 8, paragraph 3; page 12 paragraph 2; examples 1-18.